## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

BADGER DAYLIGHTING GULF COAST, L.L.C.,	)
Plaintiffs,	)
vs.	) CIVIL ACTION NO. 10-00536-CG-M
CATERPILLAR, INC.,	)
Defendant.	) )

## **ORDER**

Pursuant to a Settlement Conference held this date by Magistrate Judge Milling, the court has been notified that this action has settled, it is **ORDERED**, **ADJUDGED**, **and DECREED** that all claims in this case are hereby **DISMISSED WITH PREJUDICE**. Any party may move for reinstatement within the next thirty (30) days should settlement not be consummated. Each party to bear its own costs.

**DONE and ORDERED** this <u>28th</u> day of July, 2011.

/s/ Callie V. S. Granade
UNITED STATES DISTRICT JUDGE